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# A BILL FOR AN ACT

RELATING TO HOMELESSNESS.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1       SECTION 1. Act 209, Session Laws of Hawaii 2018, is  
2 amended by amending subsections (b) and (c) of section 3 to read  
3 as follows:

4       "(b) The governor shall designate executive branch  
5 agencies to develop and implement the ohana zones pilot program,  
6 including an agency with specific expertise in construction  
7 development and an agency with specific expertise in  
8 administering homeless services. The governor, through the  
9 governor's designated agencies, shall determine the number and  
10 locations of the ohana zones, which shall be situated on public  
11 or private lands[+] in accordance with subsection (c); provided  
12 that the designated agencies shall identify at least three sites  
13 on Oahu and one site on each of the islands of Hawaii, Kauai,  
14 and Maui.

15       (c) The agencies designated pursuant to subsection (b) may  
16 coordinate with public or private entities, as appropriate, to



1 develop and implement the ohana zones pilot program; provided  
2 that ~~if~~:

3 (1) If any public land under the jurisdiction of a state  
4 or county agency is determined to be suitable for use  
5 as an ohana zone, the designated agencies shall:

6 ~~[(1)]~~ (A) Work with the appropriate state or county agency  
7 that controls the land to transfer the land  
8 designated for use as an ohana zone to an agency  
9 whose mission is more suited to the management of  
10 ohana zones; and

11 ~~[(2)]~~ (B) Work with the appropriate state or county agency  
12 that controls the land and its construction  
13 agency to ensure that an ohana zone's  
14 infrastructure needs are met and minimize adverse  
15 impacts to the environment, including to  
16 nearshore resources such as corals, reef fish,  
17 and seabirds ~~[-]~~; and

18 (2) Use of any private lands determined to be suitable for  
19 use as an ohana zone shall be for limited purposes and  
20 shall require a written agreement between a state or  
21 county agency and a private land owner; provided that:



1           (A) Private lands shall have basic existing  
2           infrastructure prior to being used as an ohana  
3           zone;

4           (B) The written agreement required under this  
5           paragraph shall clearly state that any structure  
6           built with public funds:

7           (i) May be moved or is temporary; and

8           (ii) Shall be used for the purpose for which it  
9           was built for within a time period of at  
10           least five years, or by the end of the ohana  
11           zones pilot program, whichever is sooner;  
12           and

13           (C) If the land ceases to be used for an ohana zone  
14           or low-income housing before the time specified  
15           in the written agreement, the state or county  
16           agency may choose to move the structures off the  
17           private land to a location of the state or county  
18           agency's choosing; and

19           (3) The ohana zone pilot program shall allow for off-the-  
20           grid technologies that can provide drinking water,



1           electricity, and process sewage without existing  
2           infrastructure."

3           SECTION 2. Act 209, Session Laws of Hawaii 2018, is  
4 amended by amending section 4 as follows:

5           1. By amending subsection (b) to read:

6           "(b) The agencies designated by the governor shall  
7 establish [~~no later than December 31, 2018,~~] the following:

8           (1) The criteria that the agencies will use to evaluate  
9 potential ohana zone locations;

10          (2) A monthly timetable of milestones that the agencies  
11 expect to meet in establishing one or more ohana zones  
12 over the course of the three-year pilot program;

13          (3) The specific, measurable, attainable, reasonable, and  
14 time-based performance measures that the agencies  
15 expect to meet at the end of each fiscal year;

16          (4) The evaluation criteria and process that the agencies  
17 intend to use each year when reviewing the success and  
18 sustainability of the ohana zones; and

19          (5) The monitoring and oversight controls that the  
20 agencies will have over the ohana zones to identify,  
21 address, and prevent possible fraud, waste, and abuse



1 and ensure compliance with local, state, and federal  
2 laws."

3 2. By amending subsection (f) to read:

4 "(f) The pilot program shall cease to exist three years  
5 from the contract execution date or on June 30, [2021-] 2023,  
6 whichever is later."

7 SECTION 3. Act 209, Session Laws of Hawaii 2018, is  
8 amended by amending section 7 as follows:

9 1. By amending subsection (c) to read:

10 "(c) The department of human services shall work with the  
11 participating hospital under the emergency department  
12 homelessness assessment pilot program to collect and analyze  
13 data to be included in a report that contains a summary and  
14 explanation of the data regarding the efficacy of emergency  
15 department intervention by the multidisciplinary team in  
16 mitigating the number of unnecessary emergency department visits  
17 by patients experiencing homelessness or patients at risk of  
18 experiencing homelessness. The report shall contain findings  
19 and recommendations, including any proposed legislation, for  
20 continuation, modification, or termination of the pilot program.  
21 The department of human services shall submit the report to the



1 legislature no later than twenty days prior to the convening of  
2 the regular session of [~~2019-~~] 2020."

3 2. By amending subsection (e) to read:

4 "(e) The emergency department homelessness assessment  
5 pilot program shall cease to exist on June 30, [~~2019-~~] 2020."

6 SECTION 4. Act 209, Session Laws of Hawaii 2018, is  
7 amended by amending section 9 as follows:

8 1. By amending subsection (c) to read:

9 "(c) The department of human services shall submit a  
10 report to the legislature of its findings and recommendations,  
11 including any proposed legislation, regarding the pilot program  
12 no later than twenty days prior to the convening of the regular  
13 session of [~~2019-~~] 2020."

14 2. By amending subsection (e) to read:

15 "(e) The medical respite pilot program shall cease to  
16 exist on June 30, [~~2019-~~] 2020."

17 SECTION 5. Statutory material to be repealed is bracketed  
18 and stricken. New statutory material is underscored.

19 SECTION 6. This Act shall take effect on July 1, 2030.



**Report Title:**

Homelessness; Human Services; Housing; Shelters; Ohana Zones;  
Pilot Programs

**Description:**

Authorizes the use of private lands for the ohana zones pilot program. Provides additional time for the implementation of the ohana zones pilot program to June 30, 2023. Extends the emergency department homelessness assessment pilot program and the medical respite pilot program to June 30, 2020. Effective 7/1/2030. (SD1)

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